IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

WP(C).No. 34980 of 2005(L)

PETITIONER:

KUNNAMKULAM MUNICIPALITY,
KUNNAMKULAM, REP. BY ITS CHAIRMAN.

BY ADV. SRI.GRASHIOUS KURIAKOSE

RESPONDENTS:

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1. STATE OF KERALA, REP. BY THE
PRINCCIPAL SECRETARY, REVENUE(S)DEPARTMENT,
THIRUVANANTHAPURAM.

2. THE TAHSILDAR, THALAPPILLY,
WADAKKANCHERRY.

BY GOVERNMENT PLEADER SRI.MATHEW G.VADAKKAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C.KURIAKOSE, J.

W.P.(C)NO. 34980 of 2005

Dated this 12th day of December, 2006

JUDGMENT

I do not propose to consider the merits of the matter. Exts.P5, P6 and P7 submitted by the petitioner before the Municipality appears to be pending before the first respondent. The first respondent will take up Exts.P5, P6 and P7, hear the petitioner and Municipality and take a correct and just decision on the same in the light of the various grounds raised in this writ petition. Decision as ordered above will be taken by the first respondent within three months of their receiving a copy of this judgment. Till then recovery proceedings on the basis of Exts.P3 and P8 will be kept in abeyance.

The writ petition is disposed of as above.

PIUS C.KURIAKOSE
Judge

dpk